

UNITED STATES DISTRICT COURT

for the

Southern District of Indiana

United States of America

v.

Nickolas Presley

Date of Original Judgment: 08/08/2013

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

Case No: 3:11CR00053-003

USM No: 10423-028

Sara J. Varner

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 120 months is reduced to 92 months.

(Complete Parts I and II of Page 2 when motion is granted)

A CERTIFIED TRUE COPYLaura A. Briggs, Clerk
U.S. District Court
Southern District of IndianaBy Sina M. Dafe
Deputy Clerk

Except as otherwise provided, all provisions of the judgment dated 08/08/2013 shall remain in effect.

IT IS SO ORDERED.

Order Date: 10/20/2015

Effective Date: 11/01/2015
(if different from order date)
Judge's signature

Honorable Richard L. Young, Chief U.S. District Court Judge

Printed name and title